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HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(S) No. 4661 OF 2007

PETITIONER Rahulraj Sethi, S/o Late Shri Umashankar Sethi, Aged about 23 years, R/o Vivekanand Ward, Hatkachora, Jagdalpur, District Bastar, Chhattisgarh.

Versus

RESPONDENTS

1. State of Chhattisgarh , Through The Secretary , Department of Law, Ministry, D.K.S. Bhawan, Raipur (C.G.)
2. The Deputy Director, Panchayat and Samaj Kalyan, Jagdalpur, District Bastar (C.G.)
3. The Collector, Jagdalpur, District Bastar (C.G.)
4. The Officer Incharge Land Record Section District Office, Jagdalpur, District Bastar (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri Alok Dewangan, Counsel for the petitioner.

Shri A.S. Kachhwaha, Govt. Advocate for the State/respondents on advance copy.

ORAL ORDER
(14.08.2007)

SUNIL KUMAR SINHA, J

Heard.

Learned counsel for the petitioner submits that father of the petitioner namely Late Shri Umashankar Sethi, who was Assistant Village Panchayat Officer in the office of Deputy Director, Panchayat and Samaj Seva, Jagdalpur District Bastar, (C.G.), had expired on 17/8/2002 while in service. After his death, the petitioner had made an application for compassionate appointment, which was processed by the office of Collector,

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Bastar and a memo/direction (Annexure P-3) was issued by the Collector to respondent No.4 on 22/12/2005 to consider the case of the petitioner for compassionate appointment on account of death of his father . He also submits that even after receipt of the aforesaid memo, respondent No.4 has not disposed of the application of the petitioner and the same is pending before him. He prays for a direction to respondent No.4 to dispose of the said application, reference of which has been made in memo dated 22.12.2005 issued by the Collector to respondent No.4.

This limited prayer made by learned counsel for the petitioner is not opposed by learned counsel for the State.

Having heard learned counsel for the petitioner and learned counsel for the State and having considered the contents of memo/direction (Annexure P-3), by which, the Collector has directed respondent No.4 to consider the case of the petitioner for compassionate appointment, I am of the opinion that the ends of justice would be served if respondent No.4 is directed to dispose of the application, forwarded to him by the Collector through the memo dated 22.12.2005, within the stipulated period granted by this Court.

Accordingly, this petition is disposed of with a direction that if the application for compassionate appointment of the petitioner is still pending with respondent No.4, after receipt of the memo of Collector dated 22.12.2005 (Annexure P-3), the same shall be disposed of by him at his level, as early as possible, preferably within a period of 3 months from the date of filing of the certified copy of this order alongwith a copy of the Writ Petition and an application of the petitioner in this regard before the concerned authority.

With the aforesaid direction/observation, the petition stands finally disposed of.

Sd/-
Sunil Kumar Sinha
Judge

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